

House Amendment 1594

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1 1 Amend House File 807 as follows:
1 2 #1. Page 1, by inserting before line 1 the
1 3 following:
1 4 <DIVISION I
1 5 INCOME TAX CHANGES>
1 6 #2. Page 7, line 18, by inserting after the word
1 7 <This> the following: <division of this>.
1 8 #3. Page 7, by inserting before line 21 the
1 9 following:
1 10 <DIVISION II
1 11 VETERANS PROPERTY TAX EXEMPTION
1 12 Sec. _____. Section 425.15, Code 2009, is amended to
1 13 read as follows:
1 14 425.15 DISABLED VETERAN TAX CREDIT.
1 15 If the owner of a homestead allowed a credit under
1 16 this chapter is a veteran of any of the military
1 17 forces of the United States, who acquired the
1 18 homestead under 38 U.S.C. } 21.801, 21.802, prior to
1 19 August 6, 1991, or 38 U.S.C. } 2101, 2102, the credit
1 20 allowed on the homestead from the homestead credit
1 21 fund shall be the entire amount of the tax levied on
1 22 the homestead. The credit allowed shall be continued
1 23 to the estate of a veteran who is deceased or the
1 24 surviving spouse and any child, as defined in section
1 25 234.1, who are the beneficiaries of a deceased
1 26 veteran, so long as the surviving spouse remains
1 27 unmarried. This section is not applicable to the
1 28 holder of title to any homestead whose annual income,
1 29 together with that of the titleholder's spouse, if
1 30 any, for the last preceding twelve-month income tax
1 31 accounting period exceeds thirty-five thousand
1 32 dollars. For the purpose of this section "income"
1 33 means taxable income for federal income tax purposes
1 34 plus income from securities of state and other
1 35 political subdivisions exempt from federal income tax.
1 36 A veteran or a beneficiary of a veteran who elects to
1 37 secure the credit provided in this section is not
1 38 eligible for any other real property tax exemption
1 39 provided by law for veterans of military service. If
1 40 a veteran acquires a different homestead, the credit
1 41 allowed under this section may be claimed on the new
1 42 homestead unless the veteran fails to meet the other
1 43 requirements of this section.
1 44 Sec. _____. Section 427.1, Code 2009, is amended by
1 45 adding the following new subsection:
1 46 NEW SUBSECTION. 37. HOMESTEAD OF A DISABLED
1 47 VETERAN. A homestead, as defined in section 425.11,
1 48 subsection 3, owned by a disabled veteran or the
1 49 disabled veteran's spouse, subject to the requirements
1 50 of this subsection.
2 1 a. (1) If the veteran has a disability rating of
2 2 at least seventy percent and less than one hundred
2 3 percent, as certified by the United States veterans
2 4 administration, the first one hundred and fifty
2 5 thousand dollars of the homestead's assessed value
2 6 shall be exempt from taxation.
2 7 (2) If the veteran has a disability rating of one
2 8 hundred percent, as certified by the United States
2 9 veterans administration, the first three hundred
2 10 thousand dollars of the homestead's assessed value
2 11 shall be exempt from taxation.
2 12 b. To qualify for the exemption under this
2 13 subsection, all of the following conditions must be
2 14 met:
2 15 (1) The veteran was honorably discharged from the
2 16 United States armed forces.
2 17 (2) The veteran is certified by the United States
2 18 veterans administration as having a service-connected
2 19 disability. The certification shall specify the
2 20 disability rating of the veteran.
2 21 c. The veteran shall file with the county assessor
2 22 not later than February 1 of the year for which the
2 23 exemption is requested, a statement upon forms to be
2 24 prescribed by the director of revenue. Upon the

2 25 filing and allowance of the claim, the exemption shall
2 26 be allowed on the disabled veteran's homestead for
2 27 successive years without further filing as long as the
2 28 property is legally and equitably owned and used as a
2 29 homestead by the disabled veteran on July 1 of each of
2 30 those successive years. The exemption allowed under
2 31 this subsection shall be continued to the estate of a
2 32 disabled veteran who is deceased or the surviving
2 33 spouse and any child, as defined in section 234.1, who
2 34 are the beneficiaries of the deceased veteran, so long
2 35 as the surviving spouse remains unmarried.
2 36 d. A property qualifying for an exemption under
2 37 this subsection is not eligible for the credit under
2 38 section 425.15.
2 39 Sec. _____. IMPLEMENTATION. Section 25B.7 does not
2 40 apply to the property tax exemption enacted in this
2 41 division of this Act.
2 42 Sec. _____. DEADLINE EXTENSION. Notwithstanding the
2 43 filing deadline in section 427.1, subsection 37, as
2 44 enacted by this division of this Act, a statement that
2 45 is requesting an exemption for property taxes due and
2 46 payable in the fiscal year beginning July 1, 2010,
2 47 shall be filed not later than October 1, 2009.
2 48 Sec. _____. EFFECTIVE AND APPLICABILITY DATES. This
2 49 division of this Act, being deemed of immediate
2 50 importance, takes effect upon enactment and applies to
3 1 property taxes due and payable in fiscal years
3 2 beginning on or after July 1, 2010.>
3 3 #4. Title page, by striking lines 1 through 7 and
3 4 inserting the following: <An Act relating to taxes by
3 5 providing for changes to the individual income tax
3 6 rates, deductions, and credits and by providing a
3 7 property tax exemption for certain veterans and
3 8 including effective date, retroactive applicability
3 9 date, and other applicability date provisions.>
3 10 #5. By renumbering as necessary.
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3 14 _____
3 14 MAY of Dickinson
3 15 HF 807.214 83
3 16 tw/sc/23804